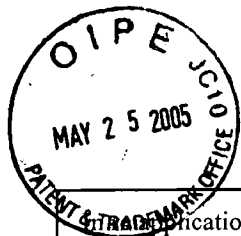


Patent Case No. 19698YCC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



12w

Application of: Volkin, David B. et al.

Serial No.: 10/697,233

Filed: October 30, 2003

Group Art Unit: 1614

Examiner: Vogel, Nancy S.

For: DNA VACCINE FORMULATIONS

PETITION FOR EXTENSION OF TIME UNDER § 1.136(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Applicant(s) hereby petition(s) to the Commissioner for Patents for an extension of the shortened statutory period for replying to the outstanding Office Action dated 12/23/2004 in the above-identified application. A response to said Action is (~~is not~~) attached hereto.

Please charge the following fee to Deposit Account No. 13-2755:

- ☐ \$120 -- First Month Extension
- ☒ \$450 -- Second Month Extension
- ☐ \$1020 -- Third Month Extension
- ☐ \$1590 -- Fourth Month Extension
- ☐ \$2160 -- Fifth Month Extension

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 13-2755. Duplicate copies of this sheet are enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

By J. Mark Hand Date 23 MAY 2005
MERCK & CO., INC.

05/26/2005 EFLORES 00000009 132755 10697233

01 FC:1252 450.00 DA

IN DUPLICATE

Respectfully,

J. Mark Hand
By: J. Mark Hand

Attorney _____ For Applicant(s)

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Date: May 23, 2005